

Adopted	Rejected
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## COMMITTEE REPORT

YES:	17
NO:	5

### MR. SPEAKER:

*Your Committee on Ways and Means, to which was referred Senate Bill 269, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1       Page 1, between the enacting clause and line 1, begin a new
- 2       paragraph and insert:
- 3       "SECTION 1. IC 9-13-2-144.3 IS ADDED TO THE INDIANA
- 4       CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 5       [EFFECTIVE JULY 1, 2009]: **Sec. 144.3. "Public safety employee",**
- 6       **for purposes of IC 9-24-16.5, has the meaning set forth in**
- 7       **IC 9-24-16.5-1.**
- 8       SECTION 2. IC 9-24-16.5 IS ADDED TO THE INDIANA CODE
- 9       AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 10      JULY 1, 2009]:
- 11      **Chapter 16.5. Designation Cards for Members of Police and**
- 12      **Fire Departments**
- 13      **Sec. 1. As used in this chapter, "public safety employee" has the**
- 14      **meaning set forth in IC 5-10-8-2.2(b).**

**Sec. 2. The bureau shall design a:**

- (1) document designating an individual as a public safety employee to be known as a designation card; and**
- (2) document upon which a fire chief, police chief, or sheriff may certify that an employee of the department commanded by that individual is a public safety employee.**

**The bureau shall confer with representatives of the Professional Firefighters Union of Indiana, the Indiana Firefighters Association, and the Indiana Fraternal Order of Police concerning the information to be solicited for and contained upon the designation card.**

**Sec. 3. (a) After December 31, 2009, the bureau shall issue a designation card as described in section 2 of this chapter to an individual who meets the following conditions:**

- (1) Makes an application.**
- (2) Presents the individual's driver's license or state identification card issued by the state.**
- (3) Submits the document set forth in section 2(2) of this chapter in which the fire chief, police chief, or sheriff who is the commander of the employing entity of the individual has certified that the individual is a public safety employee.**

**(b) An individual who was a public safety employee on December 31, 2009, shall apply for a designation card with the bureau before April 1, 2010.**

**(c) An individual who becomes a public safety employee after December 31, 2009, shall apply for a designation card with the bureau not more than ten (10) days after the individual is employed with a fire department, police department, or sheriff's department.**

**Sec. 4. The cost for an original or a duplicate designation card is the cost set forth in IC 9-29-9-16.**

**Sec. 5. If a designation card issued under this chapter is lost, stolen, or destroyed, the individual to whom the permit or license was issued may obtain a replacement if the individual does the following:**

- (1) Furnishes proof satisfactory to the bureau that the designation card was lost, stolen, or destroyed.**
- (2) Pays the required fee for a replacement designation card**

1           under IC 9-29-9-16.

2           **Sec. 6. (a) A designation card expires when the public safety**  
 3 **employee ceases to be an employee of the fire department, police**  
 4 **department, or sheriff's department through which the individual**  
 5 **was certified as being a public safety employee.**

6           **(b) A public safety employee shall return the designation card**  
 7 **immediately to the fire chief, police chief, or the sheriff who is the**  
 8 **commander of the employing entity when the public safety**  
 9 **employee ceases to be an employee of the fire department, police**  
 10 **department, or sheriff's department through which the individual**  
 11 **was certified as being a public safety employee. The fire chief,**  
 12 **police chief, or the sheriff shall return the designation card to the**  
 13 **bureau immediately upon receipt of the designation card from the**  
 14 **former employee.**

15           **(c) An individual who knowingly, recklessly, or intentionally:**

16           **(1) fails to return the designation card when the person ceases**  
 17 **to be a public safety employee and uses the designation card**  
 18 **to falsely represent that the person is a public safety**  
 19 **employee; or**

20           **(2) uses a designation card of another individual to falsely**  
 21 **represent that the individual is a public safety employee;**  
 22 **commits a Class D felony.**

23           **Sec. 7. An individual who violates section 3(b) or 3(c) of this**  
 24 **chapter commits a Class C infraction.**

25           SECTION 3. IC 9-29-9-16 IS ADDED TO THE INDIANA CODE  
 26 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 27 1, 2009]: **Sec. 16. (a) The fee for an original designation card issued**  
 28 **under IC 9-24-16.5 is ten dollars (\$10).**

- 1           **(b) The fee for a replacement designation card issued under**
- 2           **IC 9-24-16.5 is three dollars (\$3).".**
- 3           Renumber all SECTIONS consecutively.  
              (Reference is to ESB 269 as printed March 17, 2009.)

**and when so amended that said bill do pass.**

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Representative Crawford